



Republic of the Philippines
CITY OF VALENZUELA
Metropolitan Manila

SANGGUNIANG PANLUNGSOD

*** Excerpts from the minutes of the 5th Special Session of the 8th City Council of Valenzuela held on March 12, 2020 at 5:21 P.M. at the City Council's Session Hall, 3rd Floor, Legislative Building, Valenzuela City Hall, Karuhatan, Valenzuela City, Metropolitan Manila.

ORDINANCE NO. 669
Series of 2020

AN ORDINANCE PROVIDING PROTECTION TO CONSUMERS AND ENSURING ORDERLY AND EQUITABLE SALE BY BUSINESS ESTABLISHMENTS BY PRESCRIBING MEASURES TO ENSURE AVAILABILITY OF BASIC NECESSITIES AND PRIME COMMODITIES AT REASONABLE PRICES AT ALL TIMES DURING DECLARED EMERGENCY SITUATIONS AND LIKE OCCASIONS IN THE CITY OF VALENZUELA.

Authored by : Coun. ROVIN ANDREW M. FELICIANO

Co-Authored by : Vice Mayor LORENA NATIVIDAD-BORJA, Coun. RICARDO RICARR C ENRIQUEZ, Coun. RAMON L. ENCARNACION, Coun. JENNIFER PEREZ PINGREE, Coun. JOSEPH WILLIAM D. LEE, Coun. WALTER MAGNUM D. DELA CRUZ, Coun. CRISSHA M. PINEDA, Coun. KIMBERLY ANN GALANG-TIANGCO, Coun. KRISTIAN ROME T. SY, Coun. NIÑA SHIELA B. LOPEZ, Coun. LOUIE P. NOLASCO, Coun. CHIQUI MARIE N. CARREON, Coun. BIENVENIDO S. BARTOLOME, JR. and Coun. EXEQUIEL D. SERRANO.

WHEREAS, Section 5, Article II of the 1987 Philippine Constitution, provides that, the maintenance of peace and order, the protection of life, liberty, and property, and the promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy;

WHEREAS, Section 16 of Republic Act No. 7160 (Local Government Code of 1991) includes that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety;

WHEREAS, Section 2 of Republic Act No. 7581 (The Price Act), as amended, provides that it is the policy of the State to ensure the availability of basic necessities and prime commodities at reasonable prices at all times without denying legitimate business a fair return on investment. It is also a declared policy of the State to provide effective and sufficient protection to consumers against hoarding, profiteering and cartels with respect to supply, distribution, marketing and pricing of said goods, especially during periods of calamity, emergency, widespread illegal price manipulation and other similar situations;



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WHEREAS, Section 2 of Proclamation No. 922, which was issued by the President of the Philippines declaring a state of public health emergency throughout the Philippines mandated that all government agencies and LGUs are hereby enjoined to render full assistance and cooperation and mobilize the necessary resources to undertake critical, urgent and appropriate response and measures in a timely manner to curtail and eliminate the COVID-19 threat;

WHEREAS, the World Health Organization has already declared the Coronavirus Disease 2019 (COVID-19) officially a pandemic;

WHEREAS, early information out of China, where COVID-19 first started, shows that some people are at higher risk of getting very sick from this illness. This includes:

Older adults (senior citizens)

People who have serious chronic medical conditions like:

- Heart disease
- Diabetes
- Lung disease

WHEREAS, the Malacañang asked the public to refrain from panic-buying and sharing of unverified information as the country faces threats of the Coronavirus Disease 2019 (COVID-19);

WHEREAS, the Department of Trade and Industry (DTI) has issued warnings that there is no need to panic-buy and asked grocery and supermarket owners to limit the quantity of items they are selling in light of the panic buying caused by the COVID-19 scare;

WHEREAS, there is an urgent need to protect the public, particularly residents of Valenzuela City against possible abuses of persons and business establishments by unreasonably hoarding supplies of basic and prime commodities, including face masks;

WHEREAS, Section 458 (a)(2)(vi) of the LGC allows the Sangguniang Panlungsod, as the legislative body of the city, to enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to Section 16 of the Code, specifically, prescribe reasonable limits and restraints on the use of property within the jurisdiction of the city;

NOW, THEREFORE, be it **ORDAINED** as it is hereby **ORDAINED** by the Sangguniang Panlungsod of Valenzuela, in session duly assembled the following:



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SECTION 1. TITLE. – This Ordinance shall be referred to as the "Anti-Hoarding and Anti-Panic Buying Ordinance of Valenzuela City."

SECTION 2. DEFINITION OF TERMS. – For purposes of this Ordinance, the term:

- (1) *"Basic necessities"* are goods vital to the needs of consumers for their sustenance and existence in times of any of the cases provided under Section 6 or 7 of the Price Act, such as, but not limited to, rice, corn, root crops, bread; fresh, dried or canned fish and other marine products; fresh pork, beef and poultry meat; fresh eggs; potable water in bottles and containers; fresh and processed milk; fresh vegetables and fruits; locally manufactured instant noodles; coffee; sugar; cooking oil; salt; laundry soap and detergents; firewood; charcoal; household liquefied petroleum gas (LPG) and kerosene; candles; drugs classified as essential by the Department of Health and such other goods as may be included under Section 4 of the Price Act; unless otherwise excluded;
- (2) *"Panic-buying"* is the abnormal phenomenon where consumers buy basic necessities and prime commodities grossly in excess of their normal requirement resulting in undue shortages of such goods to the prejudice of less privileged consumers;
- (3) *"Person"* means a natural person or juridical person;
- (4) *"Prevailing price"* means the average price at which any basic necessity has been sold in a given time within a month from the occurrence of any of the conditions enumerated under Section 3 of this Ordinance;
- (5) *"Price ceiling or reasonable price"* means the maximum price at which any basic necessity or prime commodity may be sold to the general public as prescribed by the Department of Trade and Industry (DTI) and other appropriate government agency; and
- (6) *"Prime commodities"* are goods not considered as basic necessities but are essential to consumers in times of any of the cases provided under Section 7 of the Price Act such as, but not limited to, flour; dried, processed or canned pork, beef and poultry meat; dairy products not falling under basic necessities; onions, garlic, vinegar, patis, soy sauce; toilet soap; fertilizer, pesticides and herbicides; poultry, livestock and fishery feeds and veterinary products; paper; school supplies; nipa shingles; sawali; cement; clinker; GI sheets; hollow blocks; plywood; plyboard; construction nails; batteries; electrical supplies;



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light bulbs; steel wire; all drugs not classified as essential drugs by the Department of Health and such other goods as may be included under Section 4 of the Price Act."

SECTION 3. POLICY. – It is the policy of the City:

- (1) To direct all covered establishments to post in a conspicuous place the following list of the items and limitations regulated by this Ordinance;
- (2) Subject to relevant law, rules and regulations, it is encouraged that only persons 15 years old and above shall be allowed to visit the covered establishments; and
- (3) Subject to reasonable changes as may be duly determined by the implementing offices, there shall be limitations of items to be sold per person per day.

A. For Individual consumers -

KIND OF GOODS	LIMIT FOR INDIVIDUAL CONSUMERS (PER PERSON PER DAY)
Canned sardines	6 cans
Other canned goods (meat loaf, corned beef, tuna, etc.)	3 cans of each kind
Powdered milk	1 kilogram
Powdered milk (sachets)	Maximum of 12 sachets
Milk Formula	1 box or can
Coffee Refill	1 pack – 200 grams and above Maximum of 4 packs – below 200 grams
Coffee (3 in 1)	Maximum of 12 sachets
Bread	3 packs
Instant Noodles	12 pouches
Eggs	1 dozen
Cooking oil	2 liters



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Sugar	2 kilograms
Rice	Maximum of 50 kilograms
Alcohol	Maximum of 2 bottles – 500 ml Maximum of 3 bottles – below 500 ml 1 Bottle – more than 500 ml
Hand sanitizers	3 bottles – 100 ml
Toilet papers	6 rolls
Kitchen towels	3 rolls
Bath soaps	6 bars
Liquid Hand Soap	2 bottles – 500 ml 3 bottles – below 500 ml
Disinfectant Solutions (Clorox, Lysol, Domex and the like)	Maximum of 1 gallon
Face masks	10 pcs
Multivitamins/Vitamin C	1 box (100 pcs) 1 bottle

Large packaging shall be available only to individual consumers with business permits.

B. For registered retailers, sari-sari store customers, restaurants, hotels and the likes (subject to the presentation of a copy or original of their valid mayor's and/or business permit) -

KIND OF GOODS	LIMIT FOR CONSUMERS (PER RETAILER, SARI-SARI STORE, RESTAURANT, HOTEL AND THE LIKES PER DAY)
Canned sardines	24 cans
Other canned goods (meat loaf, corned beef, tuna, etc.)	12 cans of each kind
Powdered milk	Maximum of 5 kilograms
Powdered milk (sachet)	5 ties (regardless of the kind)



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Milk Formula	Maximum of 5 boxes or cans
Coffee Refill	Maximum of 10 packs – 200 grams and above Maximum of 15 packs – below 200 grams
Coffee (3 in 1)	10 ties
Bread	10 packs
Instant Noodles	48 pouches
Eggs	5 dozen
Cooking oil	Maximum of 5 liters
Sugar	Maximum of 10 kilograms
Rice	150 kilograms (3 cavans)
Alcohol	15 bottles (300 ml) 10 bottles (500 ml) 5 bottles – more than 500 ml
Hand sanitizers	10 bottles (100 ml)
Toilet papers	Maximum of 48 rolls
Kitchen towels	Maximum of 10 rolls
Bath soaps	Maximum of 24 bars of different kind
Liquid hand soap	10 bottles (500 ml) 10 bottles (below 500 ml)
Disinfectant Solutions (Clorox, Lysol, Domex and the like)	3 gallons (regardless of the kind)
Face masks	100 pcs
Multivitamins/Vitamin C	5 boxes (500 pcs) 5 bottles

SECTION 4. POWERS AND RESPONSIBILITIES OF THE CITY MAYOR. – The City Mayor or his duly authorized representative shall have the following additional powers and responsibilities to carry out the intents and purposes of this Ordinance:



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- (1) Institute temporary measures to ensure orderly and equitable distribution or sale to consumers of basic necessities and prime commodities by business establishments in Valenzuela City;
- (2) Establish temporary measures to avoid hoarding by Valenzuela City business establishments and persons of basic necessities and prime commodities; and
- (3) The City Mayor is authorized to create a special task force for the implementation and monitoring of this Ordinance and to issue, if necessary, additional implementing rules and regulations covering additional items and goods that need regulation or deregulation.
- (4) The City Mayor is also authorized, upon recommendation of the task force, to add items to the list of basic necessities and prime commodities enumerated under this section.

SECTION 5. EXCLUSION FROM THE COVERAGE OF THIS ORDINANCE. – Manufacturers or producers are exempt from the coverage of this Ordinance.

In the performance of public service, local government units are likewise exempt from compliance hereof.

SECTION 6. APPROPRIATIONS. – To carry out the provisions of this Ordinance, such amount as hereby necessary is hereby authorized to be appropriated from the General Fund.

SECTION 7. PENALTY. – Any establishment found violating this Ordinance shall suffer the penalty of closure and/or revocation of their Mayor's and/or Business Permits.

SECTION 8. IMPLEMENTATION. – The Office of the City Mayor, the Local Economic and Investment Promotions Office (LEIPO), the City Health Office (CHO), the Business Permits and Licensing Office (BPLO), the Task Force Disiplina (TFD) and the Public Information Office (PIO), are hereby tasked to implement and enforce the provisions of this Ordinance.

SECTION 9. REPEALING CLAUSE. – Any City Ordinance contrary to or inconsistent with any of the provisions of this Ordinance is hereby repealed and/or modified accordingly.

SECTION 10. SEPARABILITY CLAUSE.—If for any reason, a part of this Ordinance is declared illegal or invalid, other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

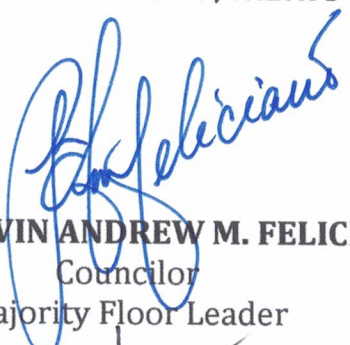


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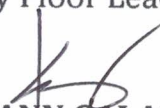
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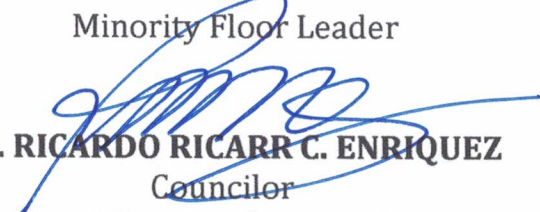
SECTION 11. EFFECTIVITY. –This Ordinance shall take effect immediately upon approval due to the urgency of the concern caused by the COVID-19 pandemic. Should the declared state of emergency be lifted, the regulations imposed in this Ordinance shall accordingly be suspended.

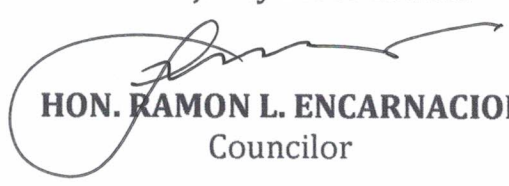
ENACTED.
MARCH 12, 2020.
VALENZUELA CITY, METRO MANILA.


HON. ROVIN ANDREW M. FELICIANO
Councilor
Majority Floor Leader


HON. CRISSHA M. PINEDA
Councilor
Minority Floor Leader

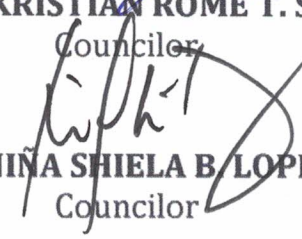

HON. KIMBERLY ANN GALANG-TIANGCO
Councilor
Asst. Majority Floor Leader


HON. RICARDO RICARR C. ENRIQUEZ
Councilor
Asst. Minority Floor Leader

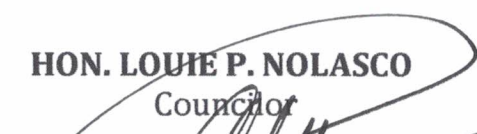

HON. RAMON L. ENCARNACION
Councilor


HON. KRISTIAN ROME T. SY
Councilor

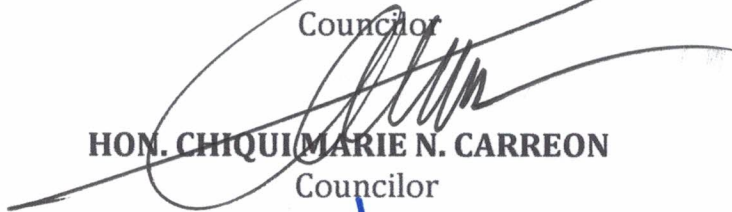
HON. JENNIFER PEREZ PINGREE
Councilor

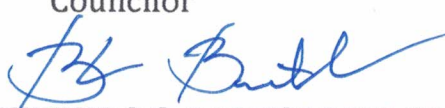

HON. NIÑA SHIELA B. LOPEZ
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HON. CHIQUI MARIE N. CARREON
Councilor


HON. BIENVENIDO S. BARTOLOME, JR.
Councilor
(President, League of Barangays)


HON. EXEQUIEL D.J. SERRANO
Councilor
(President, Sangguniang Kabataan Federation)



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ATTESTED :


ANTONIO R. ESPIRITU
Secretary to the Sanggunian

CERTIFIED CORRECT:


HON. LORENA NATIVIDAD-BORJA
City Vice Mayor
Presiding Officer

APPROVED:


HON. REXLON T. GATCHALIAN
City Mayor
Date Signed: MAR 13 2020